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8 MIGUEL VALENCIA

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MIGUEL VALENCIA,

Case No. C05 02371 JCS

Plaintiff,

v.

**STIPULATION AND PROPOSED ORDER
REGARDING**

HYUNDAI MERCHANT MARINE
COMPANY, LTD., HOPWELL
NAVIGATION, INC. and DOES 1-20,

Defendants.

Plaintiff Miguel Valencia and defendant Hopewell Navigation Company stipulate to the following revised TRIAL PROCEDURES. This stipulation and proposed order is proffered because the parties will be returning to mediation and hope to settle this matter without spending the additional time and incurring additional expenses.

The parties stipulate only to change the dates on which the submissions are due:

A.

1. Proposed Final Pretrial order shall be filed no later than December 1, 2006.
2. Proposed Instructions shall be filed no later than December 1, 2006.

- 1 3. Memorandum of Law in support of disputed instructions shall be filed
- 2 no later than December 1, 2006.
- 3 4. Joint Set of Proposed voir dire questions shall be filed no later than
- 4 December 1, 2006.
- 5 5. Motions in limine shall be hand served but not filed by December 1,
- 6 2006. The responding party shall hand serve the opposition no later
- 7 than December 6, 2006. The moving party shall file the collated
- 8 motion and opposition together no later than December 8, 2006.
- 9 6. Trial briefs shall be filed no later than December 1, 2006.
- 10 7. Proposed verdict forms, joint or separate shall be filed no later than
- 11 December 1, 2006.

11 **B.**

12 Objections to Exhibits shall be filed and served no later than December 6,

13 2006.

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15 It is hereby stipulated.

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17 Dated: November 3, 2006

WELTIN LAW OFFICE, P.C.

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19 /s/

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21 _____
Patrick B. Streb
Counsel for Plaintiff

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23 Dated: November 6, 2006

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25 /s/

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Andrew Port
Emard, Danoff, Port & Tamulski
Attorney for defendant Hopewell
Navigation, Inc.

1 **CERTIFICATION OF SIGNATURES**

2 I attest that the content of this document is acceptable to all persons above,
3 who were required to sign it.

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18 *Patrick B. Streb*
19 Patrick B. Streb



20 It is so ordered

21 Dated: November 6, 2006